

Executive Registry  
7-2280/A

LS 5-1592a

JUL 20 1955

Mr. William F. Tompkins  
Assistant Attorney General  
Department of Justice  
Washington 25, D. C.

Dear Mr. Tompkins:

I have received your letter of 15 July requesting our approval of the possible utilization of [ ] as an expert witness in administrative hearings involving three organizations who are contesting their designation under the Federal Employee Security Program. Discussion between our representatives has indicated that [ ] were he to testify, would be subject to cross-examination by the attorneys for the organizations concerned, and in fact in order to qualify [ ] his experience and background as an employee of the Central Intelligence Agency would necessarily be a part of the direct examination.

In addition to the above-mentioned aspects of [ ] appearance in the administrative hearings is the likelihood that the organizations concerned, through their attorneys, very probably will exhaust every legal remedy, including extensive proceedings in the courts. The possible publicity attendant upon these eventualities and the involvement of the Central Intelligence Agency are such that I do not believe the best interests of the Agency would be served by the appearance of [ ] as a witness.

I am fully appreciative of the necessity underlying your request for possible utilization of [ ]. On the other hand I am sure that you appreciate the implications as far as the Central Intelligence Agency is concerned.

Sincerely,

Allen W. Dulles  
Director

OGC:JSW:jeb  
cc: /DCI (2) w/incoming letter  
Director of Training  
OGC w/cc of incoming letter

7/20/55: Original mailed to [ ]

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MEMORANDUM FOR: THE DIRECTOR

Attached is a proposed polite 'NO' to Mr. Tompkins on his request for the appearance of [redacted] as a witness. I have discussed the matter with the Department of Justice's lawyers and learned that they had expected this turnaround. Colonel Edwards of Security and [redacted] of Training have concurred in this reply.

Recommend signature.

[redacted]  
JOHN S. WARNER  
Acting General Counsel

20 July 1955  
(DATE)

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